

**FILED**

OCT 21 2005

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

E-filing

SYMANTEC CORPORATION

No. C 05-02309 RMW

Plaintiff,

**STIPULATION AND [PROPOSED]  
ORDER SELECTING ADR PROCESS**

v.  
HOTBAR.COM, INC.  
Defendant

**ADR CERTIFICATION**

The parties stipulate to participate in the following ADR process:

**Court Processes:**

Arbitration     ENE     Mediation

*(To provide additional information regarding timing of session, preferred subject matter expertise of neutral, or other issues, please attach a separate sheet.)*

**Private Process:**

Private ADR (please identify process and provider)

Non-binding mediation in which both parties jointly  
select the mediator for the ADR process.

Dated: 9/29/05 Michael P.A. Cohen /s/ electronic  
Attorney for Plaintiff signature authorized

Dated: 9/28/05 Chris Wolf /s/ electronic signature  
Attorney for Defendant authorized

IT IS SO ORDERED:

Dated: 10/21/05

*Ronald M. Whyte*  
UNITED STATES DISTRICT JUDGE

STIPULATION AND ORDER SELECTING ADR PROCESS / ADR CERTIFICATION

N:\Adrpca\fm

REV. 5/00

# United States District Court

For the Northern District of California

**SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL**

Pursuant to Civ. L.R. 16 and ADR L.R. 3-5(b), each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site [www.adr.cand.uscourts.gov](http://www.adr.cand.uscourts.gov), discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit from any of them.

*(Note: This Certification must be signed by each party and its counsel.)*

10 Dated: 9/29/05 Joyce M. Cartun /s/ electronic signature  
[Typed name and signature of plaintiff] authorized  
11 Joyce M. Cartun  
12 Legal Department, Symantec Corporation  
13 Dated: 9/29/05 Michael P.A. Cohen /s/ electronic  
[Typed name and signature of counsel for plaintiff]  
14 Michael P.A. Cohen signature authorized  
15 Heller Ehrman LLP  
16 Dated: \_\_\_\_\_ [Typed name and signature of defendant]  
17 Chris Wolf  
18 /s/ electronic signature authorized  
19 Dated: 9/28/05 [Typed name and signature of counsel for defendant]  
20 Chris Wolf  
21 Proskauer Rose LLP

## **STIPULATION AND ORDER SELECTING ADR PROCESS / ADR CERTIFICATION**